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4 UNITED STATES DISTRICT COURT
5 NORTHERN DISTRICT OF CALIFORNIA
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7 FUZZYSHARP TECHNOLOGIES INC.,

8 Plaintiff(s),

No. C 07-2262 PJH

9 v.

ORDER OF DISMISSAL

10 S3 GRAPHICS CO., et al.,

11 Defendant(s).
12 _____/

13 The parties hereto, by their counsel, having advised the court that they have agreed
14 to a settlement of this cause, IT IS HEREBY ORDERED that this cause of action is
15 dismissed **without** prejudice; provided, however that if any party hereto shall certify to this
16 court, within sixty (60) days, with proof of service thereof, that the agreed consideration for
17 said settlement has not been delivered over, the foregoing order shall stand vacated and
18 this cause shall forthwith be restored to the calendar to be set for trial.

19 The parties may substitute a dismissal **with** prejudice simply by submitting a
20 stipulation and order for dismissal with prejudice within sixty (60) days.

21 SO ORDERED.

22 Dated: December 18, 2007



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24 PHYLLIS J. HAMILTON
25 United States District Judge
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